

CLERK
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

BEREC ZOLTAN,¹

2004 JUN 30 P 2:55

Petitioner)

v.)

I.N.S.,)

Respondent)

Civil Action No.
04cv11174-RWZ

FILED
CLERK'S OFFICE

MOTION TO DISMISS

Respondent² moves to dismiss this action pursuant to Fed. R.
Civ. P. rule 12(b)(1) for mootness.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By:

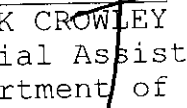
FRANK CROWLEY
Special Assistant U.S. Attorney
Department of Homeland Security
P.O. Box 8728
J.F.K. Station
Boston, MA 02114
(617) 565-2415

¹ The records of the Department of Homeland Security, Bureau of Immigration and Customs Enforcement, show that the petitioner's true name is Zoltan BEREC, and not as captioned above.

² The responsive official of the Department of Homeland Security having control of petitioner's immigration custody in the instant action is Bruce Chadbourne, Field Director for Detention and Removal, Bureau of Immigration and Customs Enforcement ("ICE") in Boston, Massachusetts.

CERTIFICATE OF SERVICE

I hereby certify that I caused true copy of the above document to be served upon pro se petitioner by mail on June 30, 2004.


FRANK CROWLEY
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